

Exhibit A

From: Emily Waltemate <emily@flintfirm.com>
Sent: Friday, September 15, 2017 1:29 PM
To: Richard North; Maria Turner; Matthew Lerner
Cc: Andrew W. Callahan
Subject: Brooks v. C. R. Bard, Inc., et al.; 2:17-cv-03170-DGC
Attachments: Brooks, Tamesha - Request for Waiver of Service - CR Bard.pdf; Brooks, Tamesha - Request for Waiver of Service - Bard PV.PDF; Defendants' Waiver of the Service of Summons-Blank.pdf; 1 - Complaint.pdf

To Whom it May Concern:

Please find the attached Short Form Complaint and Requests to Waive Service of a Summons in the above-referenced matter. Please return the executed Waivers of the Service of Summons to this email address.

Thank you for your attention to this matter.

Sincerely,

Emily Waltemate
Paralegal



222 E. Park St. Suite 500
P.O. Box 189
Edwardsville, IL 62025
Direct Dial: 618-205-2455
Telephone: (618) 288-4777
Facsimile: 618-288-2864
Emily@FlintFirm.com

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UNITED STATES DISTRICT COURT
for the
District of Arizona

Tamesha Brooks _____
Plaintiff _____
v.
C.R. Bard, et al. _____
Defendant _____
)

Civil Action No. 2:17-cv-03170-DGC

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: C.R. Bard, Inc.

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above.
A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days *(give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States)* from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 09/15/2017

/s/ Andrew W. Callahan

Signature of the attorney or unrepresented party

Andrew W. Callahan

Printed name

Flint Law Firm, LLC
222 East Park Street, Suite 500, P.O. Box 189
Edwardsville, IL 62025

Address

acallahan@flintfirm.com

E-mail address

(618) 288-4777

Telephone number

UNITED STATES DISTRICT COURT
for the
District of Arizona

Tamesha Brooks _____
Plaintiff _____
v.
C.R. Bard, et al. _____
Defendant _____
)

Civil Action No. 2:17-cv-03170-DGC

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Bard Peripheral Vascular, Inc.

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above.
A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days *(give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States)* from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

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Date: 09/15/2017

/s/ Andrew W. Callahan

Signature of the attorney or unrepresented party

Andrew W. Callahan

Printed name

Flint Law Firm, LLC
222 East Park Street, Suite 500, P.O. Box 189
Edwardsville, IL 62025

Address

acallahan@flintfirm.com

E-mail address

(618) 288-4777

Telephone number

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

IN RE BARD IVC FILTERS
PRODUCTS LIABILITY LITIGATION

No. MD-15-02641-PHX-DGC

MASTER SHORT FORM COMPLAINT FOR DAMAGES FOR INDIVIDUAL CLAIMS

Plaintiff(s) named below, for their Complaint against Defendants named below, incorporate the Master Complaint for Damages in MDL 2641 by reference (Doc. 364).

Plaintiff(s) further show the Court as follows:

1. Plaintiff/Deceased Party:

Tamesha Brooks

2. Spousal Plaintiff/Deceased Party's spouse or other party making loss of consortium claim:

N/A

3. Other Plaintiff and capacity (i.e., administrator, executor, guardian, conservator):

N/A

4. Plaintiff's/Deceased Party's state(s) [if more than one Plaintiff] of residence at the time of implant:

Florida

- G2® Express (G2®X) Vena Cava Filter
- Eclipse® Vena Cava Filter
- Meridian® Vena Cava Filter
- Denali® Vena Cava Filter x2
- Other: _____

11. Date of Implantation as to each product:

7 March 26, 2015

8 September 20, 2016

9 12. Counts in the Master Complaint brought by Plaintiff(s):

- Count I: Strict Products Liability – Manufacturing Defect
- Count II: Strict Products Liability – Information Defect (Failure to Warn)
- Count III: Strict Products Liability – Design Defect
- Count IV: Negligence - Design
- Count V: Negligence - Manufacture
- Count VI: Negligence – Failure to Recall/Retrofit
- Count VII: Negligence – Failure to Warn
- Count VIII: Negligent Misrepresentation
- Count IX: Negligence *Per Se*
- Count X: Breach of Express Warranty
- Count XI: Breach of Implied Warranty
- Count XII: Fraudulent Misrepresentation

Count XIII: Fraudulent Concealment

Count XIV: Violations of Applicable Florida (insert state)
Law Prohibiting Consumer Fraud and Unfair and Deceptive Trade Practices

Count XV: Loss of Consortium

Count XVI: Wrongful Death

Count XVII: Survival

Punitive Damages

Other(s): _____ (please state the facts supporting this Count in the space immediately below)

1 RESPECTFULLY SUBMITTED this 14 day of September, 2017.

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5 **FLINT LAW FIRM, LLC**

6 By: /s/ Andrew W. Callahan

7 Andrew W. Callahan, IL Bar No. 6298280
8 Brian S. Katz, KY Bar No. 86633
9 **FLINT LAW FIRM, LLC**
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